2-23-07

PATENT 03928-P0005A WWW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	Herbert Huttlin
Application No. 10/788,428	Filing Date: February 27, 2004
Title of Application:	Tunnel-Like Apparatus For Treating Particulate Material
Confirmation No. 6984	Art Unit: 3749
Examiner	Jiping Lu

Commissioner for Patents Post Office Box 1450 Alexandria, VA 22313-1450

Request for Issue Fee Refund and Small Entity Assertion

Dear Sir or Madam:

- 1. Enclosed is a request for refund pursuant to 37 CFR 1.28, based on establishment of small entity status.
- 2. Patentee claims Small Entity Status pursuant to 37 CFR 1.27.
- 3. The Issue Fee due December 20, 2006 was paid in the amount of \$1,400.00 on December 18, 2006. Based on establishment of small entity status within 3 months of the payment, we now request a refund in the amount of \$700.00 which is ½ of the amount of the Issue Fee previously paid by the Applicant.
- 3. **Deposit Account.** This is also a request to credit Account No. 19-4516 for this refund.

Respectfully submitted.

February <u>17</u>, 2007

Wesley W. Whitmyer, Jr., Registration No., 33,558

Attorney for Applicant

ST.ONGE STEWARD JOHNSTON & REENS LLC 986 Bedford Street; Stamford, CT 06905-5619

203 324-6155

02/28/2007 RCLEMONS 00000010 10788428

01 FC:2501

700.00 OP